

The Honorable Salvador Mendoza Jr.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON AT SPOKANE

BARBARA DAVIS, as Personal  
Representative of the Estate of G.B.,  
deceased,

No: 2:17-cv-00062-SMJ  
No.: 2:18-cv-0194-SMJ  
(Consolidated for Trial)

**Plaintiff.**

V.

WASHINGTON STATE DEPARTMENT  
OF SOCIAL AND HEALTH SERVICES; *et al.*

## Defendants.

COMES NOW Plaintiff, through counsel, and submit the following status report.

Approximately 4 weeks ago Plaintiff's counsel has provided G.B.'s probate counsel all information necessary to seek the court's approval of the settlement and distribution of funds. The Settlement Guardian Ad Litem (SGAL) has prepared a draft report to submit to the probate court. The probate attorney has arranged for a

1 special needs trust for one of the minor heirs and an annuity for the second minor  
2 heir. The only reason that the SGAL has not submitted his report to the probate  
3 court for its approval of the settlements and structure of the disbursement of the  
4 funds is that the probate attorney had not provided an estimate of his remaining  
5 fees to finalize probate of G.B.'s estate.  
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7 On June 14, 2021, the probate attorney informed Plaintiff's counsel and the  
8 SGAL that he had just completed a trial and would have his estimated fees to the  
9 SGAL so that the SGAL could file his report. Plaintiffs' counsel has followed-up  
10 twice this week with the probate attorney to ensure that the SGAL gets his  
11 estimated costs in a timely fashion. At this point Plaintiff's counsel has provided  
12 all information needed to obtain the probate court's approval of the special needs  
13 trust, the annuity, and the distribution to G.B.'s adult heir. Plaintiff's counsel  
14 believes that the probate court will approve the distribution of the net assets within  
15 three to four weeks of this status update. Plaintiff's counsel has provided  
16 everything that is need to close this matter and finalize probate of G.B.'s estate.  
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Submitted this 24<sup>th</sup> day of June 2021.

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20 MDK Law

21 /s/ *James P. Ware*

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23 MARK D. KIMBALL, WSBA # 13146  
JAMES P. WARE, WSBA # 36799

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25 Attorneys for Plaintiff